SU	BJECT: C	REPORT - OMPLAINT REGIST ICE DEPARTMENT		CR#220046 CONF#140698			20 June 1996			
		INSTRUCTION	NS: SUBMIT ORIGINAL SUBMIT ORIGINAL	AND 3	COPIES IF ASS	IGNED L'ASSIG	TO SAME UNI	T AS ACCUS	ED: CUSED.	
		TO: SUPERINTE	NDENT OF POLICE							
		ATTENTION	☐ ADMINISTRATE AND DESCRIPTION DESCRIPTION DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DEL COMPANIO DE LA COMPANIO DEL C							$= a^{X}$
FR		GATOR'S NAME		RANK	STAR NO. 827	soc	AL SEC. NO.	EMPLOY	EE NO.	UNIT ASSIGN. 121
REI		A. Klauba S. (LIST ALL RELATED C.	R., C.B., I.R., INVENTO		A CONTRACTOR OF THE PROPERTY O	ENT TO	THIS INVEST	IGATION)		
				4.						
AD	DRESS OF IN	CIDENT			DATE OF INC		-TIME 1430 hr		and the second second second	LOCATION CODE*
	NAME			RANK	STAR NO.		AL SEC. NO.	EMPLOY		UNIT ASSIGN.
	1. SEE AT	TACHED PAGE(S)								
	2. 150 Ac	cused Members		1.					-	
Accused	3									
	SEX/RACE D.O.B.		DATE OF APPOINTMENT		DUTY STATU	DUTY STATUS (TIME OF INCIDENT		SWORN		PHYS. COND. CODE*
	1.				ON DUTY		OFF DUTY		LIAN	CODE
	2.				□ en-puty		OFF DUTY	OFF DUTY CIV		
	3.	_			ON DUTY.		OFF DUTY	Swo		
	P APPLICABLE - DATE ARRESTED/INDICTED CHARGES			COURT		RT BRANCH	DISPOSITION & DATE			
	2.					-	,			
			-fnr				. 1	*	1	
ż	NAME		ADDRESS**			STATE	TELEPHONE	SEX/RACE	D.O.B./AG	E PHYS.
COMPLAIN-	ADS Raymond RISLEY		Unit 121 Pax 0602		2					COND.
00	NOME		ADDRESS**		CITY S	ETATE	TELEPHONE	SEV/BACE	D.O.B./AG	E PHYS.
rims.	NAME		ADDRESS		CITY		TELEPHONE	SEX/RACE	Dio.B./Ad	CODE*
VICTI										
SES	NAME		ADDRESS**	ADDRESS**		CITY STATE		SEX/RACE	D.O.B./AG	E PHYS.
WITNESSES)									
3	EE ATTACHE	ED SHEET FOR ADDITION	AL ACCUSED: COMPLA	INANTS	VICTIMS. WIT	'NESSE	5.		L	
* 5	EE REVERS	E SIDE FOR CODES, INSTR IER, LIST RANK, STAR, SO	RUCTIONS FOR STATING	G ALLEG	SATIONS, AND	COMP	LETING THE RE	EMAINDER O	FTHESUMN	ARY REPORT
		EN, EIST WHING STAIN, SO								
			SEE ATTACI	ים חצה	ACE(S)					
S			BEE ATTAC	HED IF	101(1)					
ALLEGATIONS			6							
LEG				22			3 6			
¥										

CPD-44.112 (Rev. 3/84)

INSTRUCTIONS

AFTER COMPLETING THE FORM, CONTINUE THE SUMMARY REPORT ON 8½ x 11 INCH WHITE PAPER.

the or a percent was 1. ALLEGATIONS

In narrative form, state how, when, where, and by whom the complaint was received. State the date, time, and location where the incident occurred, and summarize the complaint. If more than one allegation is made, enumerate each allegation as follows:

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(Summarize the allegation) No. 1

No. 2 (Summarize the allegation)

2. EVIDENCE

Number and attach all statements, reports, and other evidence gathered, on the lower right hand coner. The Complaint Register number must also be entered on the lower right hand corner of each attachment. Following are examples of attachments and the sequence in which they may be numbered (EXAMPLES ONLY). Attachments:

> No. 1 Complaint Against Department Member

No. 2 Letter of complaint from victim

No. 3 Statement of victim

No. 4 Statement of witness (give name)

Report of member (give name) No. 5

No. 6 Statement of member (give name)

Progress report of investigator (give name) No. 7

Copy of certified letter to complainant No. 8

Copy of Alcoholic Influence Report (accused) No. 9

No. 10 General Offense Case Report, R.D.

No. 11 Injury on Duty Report (give name of injured)

3. INVESTIGATION

In narrative form, indicate the fact-finding processes followed and the information ascertained as a result of the investigation. Whenover reference is made to an attachment, indicate the attachment number.

4. FINDINGS

Each allegation must be classified as either of the following: Unfounded - Exonerated - Not Sustained - Sustained.

If the "lassification is "Sustained," indicate the rule number violated, the context of the rule, and how the rule was violated by the member.

Example: Allegation No. 1. Unfounded

Allegation No. 1. Sustained - Violation of Rule 12, Failure to wear the uniform as prescribed, in that on 27 Feb 84 the accused was found to be wearing a non-prescribed short sleeve shirt.

Even though the original allegation(s) may be Unfounded, etc., the

investigation may uncover a violation of serious nature unrelated to the original complaint, in which case disciplinary action should be recommended for the other violation.

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Example: Allegation No. 1. Unfounded

Allegation No. 2. Not Sustained

Other violation: Sustained - Violation of Rule 26, Failure to provide the Department with a current address and telephone number, in that the accused related in his statement that he had moved and obtained a new telephone number and he had failed to provide this information to the Department.

SUMMARY OF PREVIOUS DISCIPLINARY ACTIONS and RECORD OF PREVIOUS COMPLIMENTARY HISTORY

IN SUSTAINED CASES ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments to the final investigation report. Refer to the General Order entitled "Complaint and Disciplinary Procedures."

5. RECOMMENDATION FOR DISCIPLINARY ACTION

One (overall) recommendation for disciplinary action will be made by the investigator. The recommendation will be for all sustained findings; recommendations will not be made for each sustained allegation.

- Examples: 1. Violation noted, no disciplinary action warranted.
 - 2. That the accused member be reprimended.
 - 3. That the accused member be suspended for ____ days (not to exceed 30 days).
 - 4. That the accused member be separated from the Department.
- 6. DATE INITIATED: (Date complaint was received for investigation)
- 7. DATE COMPLETED: (Date of this report)
- 8. ELAPSED TIME: (Total time, expressed in days)

	(Investigator)								
Rank	Name	Star No.	Unit						

9. APPROVALS

The investigator will initiate the Command Channel Review form (CPD-44.113) by completing the Investigator Section.

I.A.D. LOCATION CODES

- 01 Food Sales/Restaurant 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- CPD Automotive Pound Facility)7
- **J8** Other Police Property
- (19 Police Communications System
- Court Room

- 11 Public Transportation Veh./Facility
- Park District Property 12
- 13 Airport
- 14 Public Property - Other
- 15 Other Private Premise
- 16 Expressway/Interstate System
- 17
- Public Way Other Waterway, Incl. Park District 18
- Private Residence

I.A.D. PHYSICAL CONDITION CODES

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 0.3 Injured, Not Hospitalized
- Injured, Not Hospitalized Under Influence 04
- Injured, Hospitalized Injured, Hospitalized Under Influence 06
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- Deceased Under Influence

ACCUSED

- 1. Civ. SS # , Emp. # Unit 173, M/N, DOB: 1967, Date of Appointment: 5/13/1991, C A 7/07/1994 Emissions
- 3. ADAMS, II, Craig W. P.O., Star 5831, SS # 7 / 1961, Date of Appointment: 12/26/1989 S A 9161 3/06/1995 Emissions
- 4. AHLGRIM, Terry M. P.O., Star 11889, SS # 1945 Date of Appointment: 2/27/1967 S A 9161 7/06/1995 Emissions
- 5. ALANIS, Robert, P.O., Star 5001, SS # _____, Emp. # # ____, Unit: 012 M/S, DOB: 1960 Date of Appointment: 5/22/1991 S A 9161 _____, 7/06/1995 Emissions
- 6. ALONZO, Fernando, P.O., Star 16232, SS # 1951 Date of Appointment: 1/03/1977 S A 9161 9/08/1994 Emissions
- 7. ASKINS, Tyrone R., P.O., Star 17448, SS #
 Emp. # Unit: 006 M/N, DOB: 1961 Date of Appointment: 1/18/1994 S A 9161 6/19/1995 Failure to have Insurance
- 8. ATILANO, Jesse J., P.O., Star 8184, SS # Unit: 010 M/S, DOB: 1951 Date of Appointment: 12/11/1978 S A 9161 4/01/1994 Financial Responsibility
- 9. AUGLE, Raymond T., P.O., Star 15015, SS # Emp. # Unit: 008 M/W, DOB: 1943 Date of Appointment: 2/01/1972 S A 9161 10/28/1994 Conviction(s) other State
- 10. BEDIA, Alfred G., P.O., Star 17695, SS # 1954 Date of Appointment: 11/18/1985 S A 9161 4/02/1992 Parking Violations

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- 11. BIALEK, Frank A., P.O., Star 17512, SS # 1956 Date of Appointment: 5/06/1985 S A 9161 2/01/1995 Conviction(s) other State
- 12. BLANKS, Kenneth G., P.O., Star 17252, SS # Emp. # Unit: 018 M/N, DOB: 1251 Date of Appointment: 4/08/1985 S A 9161 12/06/1992 Parking Violations
- 13. BONNSTETTER, Marvin E., P.O., Star 4874, SS ### Unit: 024 M/W, DOB: Date of Appointment: 1/22/1956 8/11/1986 S A 9161 11/11/1994 Emissions

7

- 15. BRADLEY, Beverly G., P.O., Star 12622, SS # Emp. # Unit: 022 F/N, DOB: 1949 Date of Appointment: 12/07/1987 S A 9161 3/06/1995 Emissions
- 17. Civ, 30009, SS # Emp.
 Unit: 152 M/N, DOB: 1951 Date of
 Appointment: 10/01/1980 C A 9112
 4/28/1992 Failure to have Insurance
- 18. Unit: 167 M/N, DOB: 1958 Date of Appointment: 4/16/1990 C A 4238 8/31/1994 Surrender to Wisconsin
- 19. BROWN, Norbert A., P.O., Star 16307, SS # Emp. # Unit: 022 M/N, DOB: 1951 Date of Appointment: 3/08/1976 S A 9161 10/06/1994 Emissions
- 20. CAMPBELL, Alvin, P.O., Star 3388, SS # Figure 1, Emp. # 1942 Date of Appointment: 10/12/1971 S A 9161 2/09/1995 Failure to have Insurance

- 21. CARIDINE, Dale E., P.O., Star 11828, SS # Emp. ; Unit: 006 M/N, DOB: 1960 Date of Appointment: 11/18/1991 S A 9161 7/06/1995 Emissions
- 22. CASAS, Eligio S., P.O., Star 13938, SS # Property of the P
- 23. CISTARO, Joseph E., P.O., Star 5140, SS # 71968 Date of Appointment: 6/29/1992 S A 9161 4/13/1995 Emissions
- 24. COLLINS JR., Phillip P., P.O., Star 12121, SS
 # Unit: 011 M/W, DOB:

 1964, Date of Appointment: 4/24/1991 S A 9161

 8/04/1994 Parking Violations & Financial
 Responsibility
- 25. CONNER, Stephen E., Sgt. Star 2224, SS # 1938 Date of Appointment: 8/06/1962 S A 9171 4/22/1994 Failure to have Insurance
- 26. CRAWLEY, Jerry, P.O., Star 9760, SS # Parking, Emp. # 1944 Date of Appointment: 10/23/1967 S A 9161 1/02/1995 Parking Violations
- 27. CROSS, Lenwood L., P.O., Star 2470, SS # Emp. # Unit: 007 M/N, DOB: (1953 Date of Appointment: 7/14/1986 S A 9161 10/13/1994 Parking Violations
- 29. DAVIS JR., Percy, P.O., Star 17872, SS # 1965 Date of Appointment: 12/13/1993 S A 9161 10/21/1994 Parking Violations
- 30. DEASE, Joe, P.O., Star 13470, SS # Emp. Emp. # 1940 Date of Appointment: 4/26/1976 S A 9161 12/21/1994 Parking Violations

- 31. DIAZ, Inocencio, P.O., Star 14752, SS # 1947 Date of Appointment: 9/14/1970 S A 9161 7/06/1995 Emissions
- 33. DURKIN, Patrick J., P.O., Star 7564, SS # Emp. # Unit: 006 M/W, DOB: 71956, Date of Appointment: 11/17/1986 S A 9161 3/06/1995 Emissions
- 34. Civ., SS # , Emp. # , Unit: 011 F/N, DOB: /1970, Date of Appointment: 3/16/1992 C A 9113 10/13/1994 Parking Violations
- 35. ELLIS, Robert S., P.O., Star 17246, SS : Market Star Property of Appointment: 8/27/1990 S A 9161 12/18/1994 Parking Violations
- 36. ERVIN JR., John C., Det. 20344, SS ; Emp. # 1949, Date of Appointment: 11/20/1972 S A 9165 5/17/1995 DUI
- 37. ESPERICUETA, Rene, P.O., Star 4490, SS # 1956. Date of Appointment: 12/26/1989 S A 9161 10/06/1994 Failure to have Insurance
- 38. EVANS, Roy J., P.O., Star 2656, SS # _____, Emp. # Unit: 018 M/N, DOB: _____/1957, Date of Appointment: 5/02/1988 S A 9161 7/06/1995 Emissions
- 39. FISHER, Lolita L., P.O., Star 18896, SS # 1965. Date of Appointment: 1/03/1995 S A 9161 7/12/1995 Parking Violations
- 40. FIZER III, Edwin J., P.O., Star 8164, SS #
 Emp. # 1955, Date of
 Appointment: 3/26/1990 S A 9161
 1/12/1995 Parking Violations

- 42. FULLER, John P., P.O., Star 7650, SS # _____, Emp. # ____, Unit: 025 M/W, DOB: ______ (1964, Date of Appointment: 11/17/1986 S A 9161 ______ 5/10/1995 Emissions
- 43. FULLER, Melissa M., P.O., Star 5317, SS # Unit: 011 F/W, DOB: 1964, Date of Appointment: 2/27/1991 S A 9161 5/10/1995 Emissions
- 44. GALL, Anna B., P.O., Star 6733, SS # Emp. Emp. # Unit: 701 F/W, DOB: 1961, Date of Appointment: 7/14/1986 S A 9161 4/13/1995 Emissions
- 45. GARCIA, Cruzita E., P.O., Star 8899, SS # (1964, Date of Appointment: 12/02/1991 S A 9161 6/24/1994 Parking Violations
- 46. GARCIA, Jose J., P.O., Star 5687, SS # Property of the pro
- 47. GARCIA, Wilman, P.O., Star 6036, SS # Part 1964, Emp. # 1964, Date of Appointment: 11/18/1991 S A 9161 7/06/1995 Emissions
- 48. GASKI, Gary M., P.O., Star 16146, SS # _____, Emp. # Unit: 019 M/W, DOB: _____/1955, Date of Appointment: 1/03/1977 S A 9161 _______ 5/26/1995 Parking Violations
- 50. GOLICH, James J., P.O., Star 9377, SS # 1953, Date of Appointment: 7/30/1990 S A 9161 12/17/1989 Conviction(s) other State

- 51. GOOSBY, Porter G., P.O., Star 6149, SS # 1944, Date of Appointment: 7/11/1966 S A 9161 7/06/1995 Emissions
- 52. GRANADON, Jack B., P.O., Star 9958, SS # 1948, Date of Appointment: 6/04/1973 S A 9161 3/06/1995 Emissions
- 53. GREEN, Walter A., Sgt. 1416, SS # Emp. # # Unit: 189 M/N, DOB: 1953, Date of Appointment: 3/01/1982 S A 9171 7/06/1995 Emissions
- 54. GUEVARA, Reynaldo, Det. 20861, SS # Emp. Emp. # Unit: 650 M/S, DOB: 1944, Date of Appointment: 3/08/1976 S A 9165 1/30/1995 Parking Violations
- 55. GUIFFRA, Vincent, P.O., Star 13114, SS # 1943, Date of Appointment: 10/16/1967 S A 9161 2/16/1995 Surrender to Florida
- 56. GUTIERREZ, Raul, P.O., Star 17799, SS # 1940, Date of Appointment: 4/28/1969 S A 9161 8/12/1994 Emissions
- 57. Unit: 152 F/S, DOB: 1965, Date of Appointment: 4/22/1991 C A 9112 4/01/1995 Parking Violations
- 58. HAMILTON, Nathan, Sgt. 1827, SS # 71954, Emp. # 701 M/N, DOB: 71954, Date of Appointment: 12/11/1978 S A 9171 10/01/1993 Financial Responsibility
- 59. HANLEY, Richard M., P.O., Star 15424, SS # Emp. # Unit: 176 M/W, DOB: 1942, Date of Appointment: 12/14/1970 S A 9161 5/24/1994 Surrender to Florida
- 60. HANSERD, Nathaniel, P.O., Star 7445, SS # 1953. Date of Appointment: 11/29/1982 S A 9161 7/06/1995 Emissions

- HARRIS, Andre, P.O., Star 9262, SS # Property of the Property of Appointment: 11/17/1986 S A 9161 # 3/04/1970 Multiple Serious Violations
- 62. HARTFIELD, Noel C., P.O., Star 16911, SS # Parking Violations | 10/18/1976 S A 9161 | 10/18/1995 Parking Violations
- 63. HERMAN, John R., G.C.S. 12088, SS # 1965, Date of Appointment: 12/22/1986 S A 9162 12/28/1994 Parking Violations
- 65. HOLT, Ronald M., P.O., Star 7245, SS # _____, Emp. # Unit: 005 M/N, DOB: 120 / 1961, Date of Appointment: 4/24/1991 S A 9161 6/10/1993 Emissions
- 67. IGYARTO, Michael B., P.O., Star 9577, SS #

 Emp. # Unit: 017 M/W, DOB: /1954, Date of Appointment: 5/18/1981 S A 9161

 3/05/1992 Parking Violations
- 68. JACKSON, Bruce L., P.O., Star 18501, SS # 1965, Date of Appointment: 10/03/1994 S A 9161 7/06/1995 Emissions
- 70. JENKINS JR. Johnny B., P.O., Star 11962, SS

 # Emp. # Unit: 176 M/N, DOB:

 /1958, Date of Appointment: 8/11/1986 S A 9161

 6/18/1995 Parking Violations

- 71. JOHNSON, Eugene, Sgt. Star 2299, SS # _____, Emp. # Unit: 010 M/N, DOB: ____/1943, Date of Appointment: 11/13/1967 S A 9171 8/12/1994 Emissions
- 72. JONES, Benjamin, P.O., Star 10658, SS # / 1950, Date of Appointment: 2/19/1973 S A 9161 / 12/07/1994 Emissions
- 73. JONES, Lorenzo A., P.O., Star 12573, SS # Emp. # Unit: 020 M/N, DOB: 1944, Date of Appointment: 1/28/1980 S A 9161 3/06/1992 Parking Violations
- 74. JOYCE, Michael J., P.O., Star 7758, SS # 1964, Date of Appointment: 12/26/1989 S A 9161 1/28/1994 Parking Violations
- 75. KAMENJARIN, Nicholas A., Sgt. 2115, SS # 1951, Date of Appointment: 12/11/1978 S A 9171 4/13/1995 Emissions
- 76. KISSANE, William, P.O., Star 4500, SS # 1948, Date of Emp. # 1948, Date of Appointment: 10/23/1972 S A 9161 Expired
- 78. LIEBERMAN, Morton E., P.O., Star 4426, SS # Emp. # V1938, Unit: 176 M/W, DOB: V1938, Date of Appointment: 7/10/1968 S A 9161 12/22/1994 Suspended in Florida
- 79. Unit: 050 F/N, DOB: 71944, Date of Appointment: 9/04/1991 C A 9112 5/11/1995 Failure to have Insurance
- 80. LUCOTTI JR., Julio J., P.O., Star 15817, SS # Unit: 013 M/W, DOB: /1948, Date of Appointment: 4/03/1972 S A 9161 1/07/1995 Emissions

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81. LUNDIN, Evetta T., P.O., Star 17165, SS # 1948, Date of Appointment: 2/11/1980 S A 9161 12/13/1992 Parking Violations

- 82. MANCINI, Edward L., P.O., Star 2813, SS # 7, Emp. # 7, Unit: 009 M/W, DOB: 7, 1947, Date of Appointment: 10/22/1973 S A 9161 3/06/1995 Emissions
- 83. MARTIN, Donald E., P.O., Star 8171, SS # 1940, Date of Appointment: 4/26/1976 S A 9161 1/31/1964 DUI
- 84. Unit: 173 M/N, DOB: 71936, Date of Appointment: 6/17/1991 C A 7164 10/11/1992 Parking Violations
- 86. MCCLAIN, Robert E., G.C.S. 17676, SS # ______, Emp. _____, Unit: 156 M/N, DOB: ______/1950, Date of Appointment: 3/01/1982 S A 9162 6/08/1995 Emissions
- 87. MCCOY, Donald M., P.O., Star 4294, SS # Property of Appointment: 12/07/1987 S A 9161 11/11/1994 Financial Responsibility
- 88. MCDONALD, Bryan W., P.O., Star 10275, SS # Emp. # Unit: 004 M/N, DOB: 1966, Date of Appointment: 3/26/1990 S A 9161 5/10/1995 Emissions
- 89. MCGINNIS, Marcus S., P.O., Star 14021, SS # The star of Appointment: 4/13/1987 S A 9161 The star of 7/25/1991 Failure to have Insurance
- 90. MILLER, Dereck W., P.O., Star 14501, SS # 1963, Date of Appointment: 12/16/1991 S A 9161 5/28/1993 Financial Responsibility

- 91. MILTON, Herbert G., P.O., Star 12613, SS # 1943, Date of Appointment: 3/11/1968 S A 9161 4/13/1995 Emissions
- 92. MODELSKI, John J., P.O., Star 11968, SS # 1962, Date of Appointment: 4/24/1991 S A 9161 1/07/1995 Emissions
- 93. MOORE, Donald A., P.O., Star 8135, SS # 1939, Date of Appointment: 10/16/1967 S A 9161 4/21/1995 Financial Responsibility
- 94. MOORE, Ronald C., P.O., Star 7060, SS # 1998. Unit: 765 M/N, DOB: 1998, Date of Appointment: 3/12/1962 S A 9161 1998. Date of 6/06/1995 Emissions
- 95. MORAN JR., Barrett J., Det., 20759, SS # 1947, Date of Appointment: 12/18/1967 S A 9165 5/06/1995 Emissions
- 96. MUELLER, Russell A., Sgt. Star 1627, SS # Emp. # Unit: 075 M/W, DOB: 1948, Date of Appointment: 3/31/1969 S A 9171 9/08/1994 Emissions
- 97. MYERS, Beverly V., Sgt. Star 1918, SS # 1953, Date of Appointment: 1/03/1977 S A 9171 9/26/1993 Parking Violations
- 98. MYKOWSKI, James S., P.O., Star 6382, SS # 1941, Date of Appointment: 10/23/1972 S A 9161 7/06/1995 Emissions
- 99. NAVIA, Max, Sgt. Star 981, SS # 7, Emp. # 1946, Date of Appointment: 3/19/1973 S A 9171 3/06/1995 Emissions
- 100. NOWELLS, Stephan, P.O., Star 2736, SS # 1949, Date of Appointment: 1/19/1981 S A 9161 5/27/1995 Parking Violations

- 101. O'BRIEN, James W., Det. 20466, SS # _____, Emp. # ____, Unit: 610 M/W, DOB: ______, 1958, Date of Appointment: 10/13/1986 S A 9165 6/08/1995 Emissions

- 105. OLSON, Robert E., P.O., Star 15264, SS # ______,

 Emp. # _____, Unit: 001 M/W, DOB: _____/1946, Date of Appointment: 11/16/1970 S A 9161 _______,

 3/06/1995 Emissions

- 109. PEREZ, Albert, P.O., Star 15840, SS # Parel | Emp. # 1970, Date of Appointment: 9/28/1992 S A 9161 5/06/1995 Parking Violations
- 110. PERKINS, Norris A., P.O., Star 3116, SS # Unit: 022 M/N, DOB: 1965, Date of Appointment: 7/14/1986 S A 9161 10/02/1994 Parking Violations

- 111. C., Civ., SS # 7, Emp. # 7, Unit: 169 M/N, DOB: 7, 1958, Date of Appointment: 3/30/1983 C A 4238 4/17/1994 Parking Violations
- 112. PLACHNO, Tracey L., P.O., Star 12079, SS # 12079,
- 113. POWELL, Anthony K., P.O., Star 4560, SS # 1961, Date of Appointment: 3/26/1990 S A 9161 6/12/1994 Parking Violations
- 115. RAYMOND, Marshall, P.O., Star 9466, SS # (1952, Date of Appointment: 7/30/1990 S A 9161 6/25/1995 Parking Violations
- 116. REID, Lloyd F., P.O., Star 12797, SS # _____, Emp. # ____, Unit: 765 M/N, DOB: _____/1946, Date of Appointment: 11/01/1977 S A 9161 ______, 7/06/1995 Emissions
 - 117. RIDGNER, Steven, P.O., Star 9520, SS # _____, Emp. # ____, Unit: 165 M/N, DOB: _____, 1952, Date of Appointment: 12/26/1989 S A 9161 6/08/1995 Emissions
- 118. , Civ., SS # 1953, Emp. # 1953, Date of Appointment: 10/01/1980 C A 9112 12/20/1992 Failure to appear in Court
 - 119. RIORDAN, John K., P.O., Star 5591, SS # (1965, Date of Appointment: 9/08/1986 S A 9161 6/08/1995 Emissions
 - 120. ROBERTS, Kenneth, P.O., Star 13621, SS # 1944, Date of Appointment: 2/05/1968 S A 9161 12/13/1994 Surrender to Wisconsin

- 122. RODRIGUEZ, Juan, P.O., Star 12730, SS # 1947, Date of Appointment: 7/18/1977 S A 9161 1/13/1995 Parking Violations
- 123. ROSS JR., Preston T., P.O., Star 10562, SS # Unit: 005 M/N, DOB: 11/20/1991 Emissions
- - 125. ROULETTE, Marshall B., P.O., Star 16368, SS
 # Unit: 176 M/W, DOB:
 1947, Date of Appointment: 12/11/1978 S A 9161
 3/16/1995 Parking Violations
 - 126. SANDERS, Michael N., P.O., Star 5927, SS # Emp. # Unit: 002 M/N, DOB: 1960, Date of Appointment: 5/31/1994 S A 9161 4/15/1995 Failure to have Insurance
 - 127. Civ., SS # Emp. # Emp. # Unit: 173 M/W, DOB: 1953, Date of Appointment: 12/20/1971 C A 4238 5/19/1990 Failure to appear in Court
 - 128. SCOTT, Alphonso Lt., 440, SS # Emp. # Emp. # Junit: 005 M/N, DOB: 1936, Date of Appointment: 11/08/1965 S A 9173 3/11/1994 Financial Responsibility
 - 129. SCOTT, Robert L., P.O., Star 11643, SS : Emp. # Unit: 003 M/N, DOB: /1953, Date of Appointment: 8/11/1986 S A 9161 6/09/1994 Emissions
 - 130. SILVAS, Roger, P.O., Star 7680, SS # _____, Emp. # ____, Unit: 012 M/S, DOB: _____, 1947, Date of Appointment: 4/04/1977 S A 9161 _____, 7/12/1995 Parking Violations

- 131. SMITH, Curtis L., P.O., Star 4723, SS # Emp. # Unit: 022 M/N, DOB: 71957, Date of Appointment: 8/27/1990 S A 9161 1/07/1995 Emissions
- 133. SMITH, Regina M., DISP 4677, SS # 1964 12/22/1986, Date of Appointment: S A 9155 4/21/1995
 Financial Responsibility
- 134. SMITH, Ronald C., P.O., Star 17151, SS # Line | Line
- 135. SMITH, Stephen O., P.O., Star 5590, SS # 1965. Date of Appointment: 8/27/1990 S A 9161 7/06/1995 Emissions
- 136. STANTON, Charles, P.O., Star 16388, SS # _____,
 Emp. # ____, Unit: 005 M/N, DOB: ____/1949, Date of
 Appointment: 3/08/1976 S A 9161
 7/10/1994 Parking Violations
- 137. STEEN, Daniel, P.O., Star 12172, SS # _____, Emp. # ____, Unit: 012 M/W, DOB: _____, 1955, Date of Appointment: 12/26/1989 S A 9161 4/13/1995 Emissions
- 138. STRONG, Antionett, P.O., Star 4985, SS # 7 / 1958, Date of Appointment: 1/25/1988 S A 9161 8/07/1994 Parking Violations
- 139. THORPE, Robert M., P.O., Star 10964, SS :

 Emp. # Unit: 020 M/W, DOB: /1960, Date of Appointment: 12/26/1989 S A 9161 6/11/1993 Financial Responsibility

- 141. UNDERWOOD, Clifton, Y.O., Star 15118, SS # Emp. Unit: 071 M/N, DOB: 1952, Date of Appointment: 1/24/1972 S A 9167 3/11/1995 Failure to have Insurance
- 142. VETRANO, Peter J., Det. Star 20399, SS # Emp. # Unit: 650 M/S, DOB: //1963, Date of Appointment: 5/02/1988 S A 9165 5/27/1995 Parking Violations
- 143. VILLA, John M., P.O., Star 7431, SS # Emp. Emp. # 1965, Date of Appointment: 3/26/1990 S A 9161 6/08/1995 Emissions
- 144. VINSON Jr., Robert A., Sgt., Star 864, SS # Emp. # Unit: 002 M/N, DOB: //1947. Date of Appointment: 7/07/1969 S A 9171 7/07/1994 Emissions
- 145. WALKER, Richard M., P.O., Star 12899, SS # Emp. # Unit: 011 M/N, DOB: 1949, Date of Appointment: 10/22/1973 S A 9161 1/07/1995 Emissions
- 146. WASHINGTON, Philip S., P.O., Star 16734, SS

 # Unit: 006 M/N, DOB:

 1952, Date of Appointment: 6/08/1981 S A 9161

 8/11/1995 Emissions & Parking Violations
- 147. WELLS, Christopher, P.O., Star 8775, SS # Property P
- 148. WILKERSON, Ronald, P.O., Star 17745, SS # Emp. # Unit: 003 M/N, DOB: //1961. Date of Appointment: 12/16/1985 S A 9161 7/06/1995 Emissions
- 149. YEDLINSKI, Jarrett A., P.S. Star 12307, SS
 # Unit: 176 M/W, DOB:
 1945, Date of Appointment: 7/14/1966 S A 9164
 6/08/1995 Emissions

TO:

SUPERINTENDENT OF POLICE

ATTENTION: ASSISTANT DEPUTY SUPERINTENDENT

INTERNAL AFFAIRS DIVISION

FROM:

ANDREW M. WOJNICKI

COMMANDER

SPECIAL OPERATIONS SECTION

SUBJECT:

REVIEW OF INVESTIGATIVE FINDINGS AND DISCIPLINARY

RECOMMENDATION, CR # 220046

ACCUSED: P.O. PERCY DAVIS, JR. #17872, UNIT 153

P.O. ANNA B. GALL #67336, UNIT 153

P.O. JAMES J. GOLICH #9377, UNIT 153

P.O. JOHN K. RIORDAN #17017, UNIT 153

After reviewing the subject investigative file, I concur with the finding that Allegation #1 and #2 against all four (4) accused Officers be Not Sustained.

I do not concur with the investigative finding and the recommended disciplinary action in Allegations #3 and the Other Allegations against all four (4) Officers, and the additional Other Allegation against Officer Golich.

I recommend that:

I. Allegation #3, which charges all four (4) Officers with violation of Department Rule #6, "Disobedience of an order or directive, whether written or oral, in that the officers' drivers licenses were suspended and they failed to immediately submit a report to their commanding officer in violation of General Order #81-8, Addendum 1A, Section A-3," and OTHER VIOLATION, which charges all four (4) Officers with violation of Department Rule #6, "Disobedience of an order or directive, whether written or oral, in that the officers did not have a valid Illinois Drivers License during the period cited in the allegations as required by General Order #88-15, Addendum 2D, Section X-A, be not sustained, and that

II. OTHER VIOLATION, which charges Officer Golich with violation of Department Rule #1, "Violation of any law or ordinance, in that at the time of his employment on 30 July 1990, the accused was serving a term of probation for a conviction of driving under the influence of alcohol which occurred in Lake

County, Indiana on 6 November 1989, and terminated in May 1991, be classified as unfounded.

These recommendations are based upon the following.

1. An examination of Officer Golich's investigative file indicates that he was appointed to the Police Department on 30 July 1990. Prior to his appointment to the Police Department, he was arrested in Lake County, Indiana on 4 April 1987 for operating a motor vehicle while intoxicated. It is indicated that on 6 November 1989 he plead guilty, paid a fine and was placed on probation in Indiana, which terminated in May 1991.

The fact that Officer Golich was serving a term of probation for a conviction of DUI on the date that he was appointed to the Police Department, can not be construed as violating Department Rule #1, "Violation of any law or ordinance." Probation is not a violation of any law or ordinance.

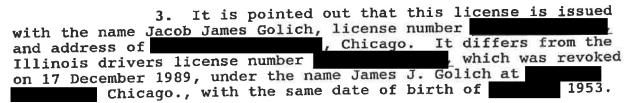
It is pointed out that the dates of Officer Golich's arrest and conviction for DUI in the State of Indiana occurred before his appointment to the Chicago Police Department. Therefore, he cannot be found guilty of violating Department Rule #1 because of the DUI conviction, as this rule did not apply to him before his date of appointment.

2. The file indicates that the Illinois Secretary of State indicated that they notified James Golich that his Illinois drivers license was revoked on 17 December 1989 because of his DUI conviction in Indiana. As Officer Golich was not employed by the Department at this time, there was no requirement that he notify his commanding officer of the revocation.

In Attachment #50-I, Officer Golich reports that he did not receive the Illinois notification of revocation, and in fact, had renewed his drivers license in July 1990 and again in July 1995 without being notified of a suspension of his driving privileges. He stated that at the time of his appointment to the Police Department on 30 July 1990, he did have in his possession a valid Illinois drivers license.

Attached is a copy of the valid Illinois drivers license currently in the possession of Officer Golich marked

Attachment #50-M. There is no proof contained in this investigative file to indicate that Officer Golich did not have this valid license in his possession at the time that he was appointed to the Department.



4. The file also indicates that a review of Officer Golich's personnel records indicate that Officer Golich affirmed on 29 January 1989 that he was not convicted of a crime, DUI, or other violation of the law. Note that a copy of this affirmation statement is not attached to this file for review. Nor is there any report indicating that Officer Golich was asked to explain why he affirmed that he was not convicted of a DUI on 29 January 1989 before he was hired by the Police Department.

In view of the different license numbers, and the above cited "affidavit" statement, it is recommended, if appropriate, that Officer Golich's investigative file be returned for further investigation regarding these issues.

An examination of the statements of Officers Davis, Gall, and Riordan indicate that all three (3) stated that they did not receive notification that their drivers license had been suspended. The investigative file does not contain any documentation, (e.g., certified mail receipt,) that the officers did in fact receive the notifications. It is pointed out that for purposes of conducting investigations which may result in the disciplining of a police officer, our Department utilizes registered mail with return receipts to document notifications to complainants and witnesses.

The Investigator does cite in his report, Section 5/6-211 of the Illinois Vehicle Code, which requires that whenever the Secretary of State is required to give notice to any person, such person shall be deemed to have been served either when personally delivered or when deposited in the United States mail, in a sealed envelope, with postage prepaid, to the party affected thereby at his last known address. The investigator indicates that these items are placed in the Bulk Rate mail, which has no forwarding. The investigator also reports that he

was informed via a telephone interview with a member of the Secretary of State's Office, that each time a mailing of notices is done, an Affidavit documenting the mailing, is prepared.

An examination of the Investigative file reveals that there are no Affidavits of mailing contained in the files of Officers Gall and Riordan.

An examination of the file also reveals that the home address of each of the Officers contained on the "Driving Abstract Request" form does <u>differ</u> from the address to which the Secretary of state addressed their Drivers License Notifications.

The Investigator does cite as germane to this investigation Section 5/6-116 of the Illinois Vehicle Code, which requires a person possessing an Illinois drivers license to notify the Secretary of State of any change of address. However, there is no explanation as to the specific relationship of this reference to this section of the Illinois Vehicle Code, and the allegations against the Officers. Nor is there any information to indicate that the Officers were asked to identify their home address at the time that the notification were reportedly mailed by the Secretary of State.

Although not specifically stated, it can be inferred from the Investigator's statement that he is implying that, because the officers had a responsibility to notify the Secretary of State of a change of their home address and, if they did not make such notification, they are still to be found guilty of failing to notify the Department that their Drivers license was suspended, even if they did not receive the suspension notification from the Secretary of State. This is an invalid implication and cannot be utilized as evidence to support a sustained finding against the officers.

5. The issue is whether in fact the Officers actually received a notification from the Secretary of State that their Drivers License was suspended, which would then enable them to notify the Department of the Suspension as required by General Order, and not the statement that the Secretary of State put the notification in the U.S. mail, which is deemed to have served their purpose of serving a person with notification. There is nothing in the Investigative file to document that the Officers did in fact receive the notification.

Considering the serious nature of a notification

of a drivers license suspension, and the officers' basic law enforcement responsibilities, I do not believe that they all would intentionally completely ignore the notification if they were in fact notified. I believe that if the officers did in fact receive notification that their drivers license was suspended, they would take immediate steps to correct the cause for suspension and make the appropriate notifications. Each officer did take immediate steps to remedy the cause for suspension of their license upon being notified by the Police Department during this investigation.

6. The OTHER VIOLATION cited by the Investigator which charges all the Officers with Violation of Department Rule #6, "Disobedience of an order or directive, whether written or oral, in that they did not have (sic) a valid Illinois Drivers License during the period cited in the allegations as required by General Order #88-15, Addendum 2D, Section X-A, is inaccurate.

It is pointed out that this section of the Department General Order requires that, "while on duty, uniformed members will carry the identification card issued by the Department. In addition all sworn members, and those civilian members whose job description requires the operation of a motor vehicle, will have in their possession a valid Illinois Drivers License."

It appears that the <u>intent and emphasis of this</u> section of the <u>General Order</u> is to ensure that sworn members while on duty <u>carry</u> their Department issued identification card and have in their possession (carry), a valid Illinois Drivers License.

There is no proof contained in this file to indicate that the accused officers, while on duty, did not carry (have in their possession) their drivers license, which they now indicate, that they did not know were not reportedly valid. Without documented evidence that the Officer received notification, the fact that the license was subsequently identified as suspended at the time it was being carried by the officer, is not cause to find the officer guilty of violating this section of the General Order.

In summary, the investigative file does not contain a preponderance of evidence to support sustained findings against the accused officers.

FOR SIGNATURES ONLY

Andrew M. nicki
Commander
Special Operations Section

APPROVED:

Peter G. Schurla Deputy Chief

Special Operations Section

APPROVED:

Anthony S. Chiesa

Chief

Patrol Division

APPROVED:

REVIEW FIRST DEPUTY SUPT. OFFICE

First Deputy Superintendent Bureau of Operational Services

Accused

50. GOLICH, James J., P.O., Star 9377, SS # 1953, Date of Appointment: 7/30/1990, Off-Duty, Physical Condition: 01, S A 9161 12/17/1989 Conviction(s) other State.

1. ALLEGATIONS:

- #1. It was alleged by A.D.S. Raymond RISLEY that the drivers license of the accused was suspended on 17 Dec 89. He/She operated a motor vehicle in violation of 625 ILCS 5/6 303a. Re: Conviction(s) other State.
- #2. It was alleged by A.D.S. Raymond RISLEY that the drivers license of the accused was suspended on 17 Dec 89 and he/she operated a Department Vehicle without having in his/her possession a valid Illinois Drivers license as required by General Order 81-8, Addendum 1A, Section III, A-2.
- #3. It was alleged by A.D.S. Raymond RISLEY that the drivers license of the accused was suspended on 17 Dec 89 and he/she failed to immediately submit a report to his/her commanding officer in violation of General Order 81-8, Addendum 1A, Section III, A-2, A-3.

ACCUSED

EVIDENCE

Attachments:

- A. Complaint Against Department Member.
- B. Initiation Report, CR#220046, Report of P/A Peter Koconis #8782, Unit 121.
- C. Complainant Letter To Unit Commanding Officers.
- D. Interview With Secretary of State
 Representative, Report Of P/A Peter Koconis
 #8782, Unit 121.
- E. Documents From the Secretary of State and Related Information Re: Suspended Drivers Licenses.
- F. Notification of Charges/Allegations presented to the accused.
- G. Administrative Proceedings Rights presented to the accused.
- H. Waiver of Counsel/Request to Secure Counsel presented to the accused.
- I. Written statement and/or written report submitted by the accused regarding the allegations listed on the Notification of Charges/Allegations form.
- J. To-From-Subject report submitted regarding the verification of a direct order given by a supervisory member (not to drive any vehicle until suspension is lifted).
- K. Previous Disciplinary Record of the accused.
- L. Complimentary History of the accused.

ACCUSED:

50. GOLICH, James J., P.O., Star 9377, SS # 1953, Emp. # 1953, Date of Appointment: 7/30/1990, Off-Duty, Physical Condition: 01, S A 9161 12/17/1989 Conviction(s) other State.

INVESTIGATION:

On 10 August 1995 the assigned investigator received a list of Department members who are on record with the Illinois Secretary of State's Office as having their Driver's License suspended.

The information provided by the Secretary of State was verified by the assigned investigator. The resulting investigation determined that one hundred and fifty (150) Department employees, either sworn members or civilian personnel who are required to have a valid Illinois drivers license because of their career service position, had their drivers licenses suspended for the following reasons:

- 63 Department Members for Emissions Violations.
- 45 Department Members for Parking Violations.
- 20 Department Members for Financial Responsibility/Insurance.
- 5 Department Members Surrendered their drivers license to another state.
- 5 Department Members for Conviction/Other State.
- 4 Department Members for Emissions/Parking.
- 3 Department Members for Court/Failed to Appear.
- 2 Department Members for DUI.
- 1 Department Member for Parking and Financial Responsibility.
- 1 Department Member for Expired Drivers License.
- 1 Department Member for Miscellaneous Violations

The Secretary of State furnished the Department with an Order of Suspension; an Order of Revocation and an Affidavit of Mailing, pertaining to the accused member, with an effective date of 17 Dec 89. A computer inquiry to the Secretary of State indicates that, as of this writing, the accused member's drivers license is revoked. According to documents furnished by the Secretary of State, the accused member was arrested for operating a motor vehicle while intoxicated, in Lake County, Indiana on 4 April 1987. On 6 November 1989, the accused member entered a guilty plea to the charges. In his report, the accused member acknowledges that he was arrested and convicted of a DUI offense, in Lake County, Indiana. He further stated that this incident occurred prior to his being hired as a member of the Department on 30 Jul 90. The accused further stated that he was assessed a fine by the court and placed on probation in connection with the offense. He stated that the probation was

terminated in May 1991. The accused related that his driers license was renewed by the Illinois Secretary of State in July of 1990 and again in July of 1995. There is no record on file that the Department was notified that the accused was convicted and on probation for a DUI Offense. A review of Personnel Records for the accused member showed that the accused affirmed on 29 Jan 89, that he was not "convicted" of a crime, DUI or other violation of the law. On 1 Dec 89, Personnel Records did a drivers license update which did not indicate any DUI conviction. No new incidents were discovered in the accused's background. On 17 Dec 89, the Secretary of State revoked the accused member's license. A computer inquiry of Secretary of State records indicated that the accused was issued a license on 25 Jan 89. This license would be expired on 30 Jul 93. It would not be renewed with the revocation status in effect unless the accused met with Secretary of State hearing officer and reinstatement was granted.

(attachments 50E & 50I)

ACCUSED: 50. GOLICH, James J., P.O., Star 9377, SS # Proceed. Emp.

Unit: 153 M/W, DOB: 1953, Date of Appointment: 7/30/1990, Off-Duty, Physical Condition: 01, S A 9161

12/17/1989 Conviction(s) other State.

FINDINGS

ALLEGATION #1: NOT SUSTAINED

It was alleged by A.D.S. Raymond RISLEY that the drivers license of the accused was suspended and that the accused operated a motor vehicle in violation of 625 ILCS 5/6 303a. The undersigned cannot prove or disprove the allegation as there is no independent witness or evidence to substantiate the allegation.

ALLEGATION #2: NOT SUSTAINED

It was alleged by A.D.S. Raymond RISLEY that the drivers license of the accused was suspended and the accused operated a Department Vehicle without having in his/her possession a valid Illinois Drivers license as required by General Order 81-8, Addendum 1A, Section A-2. The undersigned cannot prove or disprove the allegation as there is no independent witness or evidence to substantiate the allegation.

ALLEGATION #3: SUSTAINED

Violation of Rule #6 - Disobedience of an order or directive, whether written or oral. In that the drivers license of the accused was suspended and he/she failed to immediately submit a report to his/her commanding officer in violation of General Order 81-8, Addendum 1A, Section A-3.

OTHER VIOLATION

SUSTAINED

Violation of Rule #1 - Violation of any law or ordinance. At the time of his employment, on 30 Jul 90, the accused was serving a term of probation for a conviction of driving under the influence of alcohol,

which occurred in Lake County, Indiana on 6 Nov 89. The probation was terminated in May 1991.

OTHER VIOLATION

SUSTAINED

Violation of Rule #6 - Disobedience of an order or directive, whether written or oral. In that the accused did not have a valid Illinois Drivers License from 17 Dec 89 to the present, currently shown as revoked, as required by General Order 88-15, Addendum 2D, Section X-A.

5. RECOMMENDATION FOR DISCIPLINARY ACTION

Investigator has taken into consideration the accused members' previous Complimentary Histories and Disciplinary Actions when preparing the recommendations for disciplinary action.

The undersigned recommends that the accused member be suspended for a period of fifteen(15) days without pay.

DATE INITIATED:

11 August 1995

7. DATE COMPLETED: 20 June 1996

ELAPSED TIME:

313 Days.

Sgt. Bennet A. Klauba, Star 827 General Investigation Section Internal Affairs Division

Approved:

Command g Officer General Investigation Section Internal Affairs Division

TO:

Assistant Deputy Superintendent Internal Affairs Division

FROM:

Sgt. Bennet A. KLAUBA #827 General Investigation Section Internal Affairs Division

SUBJECT:

Supplemental Closing Report, CR #220046

1. <u>ALLEGATIONS</u>:

Allegation 1. Not altered by this Supplemental Report.

Allegation 2. Not altered by this Supplemental Report.

Allegation 3. Not altered by this Supplemental Report.

Allegation 4. It is alleged by the complainant that on 18 Aug 95 in unit 153, the accused submitted a false written report when the accused stated that he had renewed his Illinois drivers license in 1990 and 1995 when Secretary of State records showed that the accused's drivers license was suspended on 17 Dec 1989 and not renewed until 18 Jun 1997.

Allegation 5. It is alleged by the complainant that on or about 18 Nov 96 in unit 153, the accused falsely stated and represented to a superior officer that his brother's Illinois drivers license was the accused's valid Illinois license when the accused's actual Illinois drivers license was revoked on 17 Dec 1989.

Allegation 6. It is alleged by the complainant that at the time that he was appointed to the Department on 30 July 1990 and continuing to 18 June 1997, the accused did not have a valid Illinois drivers license in violation of GO 88-15, Addendum 2D, Section X-A.

2. EVIDENCE:

Attachment: 50-A through 50-L. Initial investigation of CR 220046 by Sgt. Bennet A. Klauba #827, Unit 121.

Page 2. Suppleme: 11 Closing Report, CR#2200 ...

50-M Copy of Illinois Drivers License Submitted By Accused Member To Unit 153 and Included With Non-Concurrence Report.

50-N. Complaint Register File Review/Return, With Related Documents.

50-0. Non-Concurrence Report, Report Of Andrew M. WOJNICKI, Commander, Special Operations Section.

50-P. Notice of Charges/Allegations; Administrative Rights Proceedings & Waiver of Counsel/Request To Secure Counsel Forms.

50-Q. Statement Of Accused Member With Related Documents.

50-R. Report Submitted By Lt. E. Fred BOSSE #585 Re: Attachment 50-M.

50-S. Interview Report Of Unit 123 Investigator With Related Employment Records For Accused Officer James J. GOLICH.

50-T. Secretary of State Drivers Abstract. Re: Accused Officer James J. GOLICH.

3. INVESTIGATION:

This Complaint Register investigation was initially conducted by Sgt. Bennet A. Klauba #827, Unit 121. Sgt. Karen ROWAN, Advocate Section, reviewed this file and on 11 Jun 97, initiated a Complaint Register File Review/Return report. In this report, Sgt. ROWAN requested that this investigation respond to the submitted non-concurrence report that was relative to accused Officer James J. GOLICH.

The investigator was to address statements/reports made by the accused member during the course of this investigation. In attachment 50-I dated 18 Aug 95, the accused stated "PO's driving privileges have never been suspended in Indiana." "In July of 1990, R/O renewed his drivers license with...Illinois and was issued a license using all the same information as had been on his previous license." "In July of 1995, R/O again renewed his license using all of the same information, and name, and personal data."

Commander WOJNICKI reported that the accused member is presently in possession of a valid drivers license. (refer to attachment 50-M). It was pointed out that the license currently in the possession of the accused differs in name, license number and address from the accused member's information of record.

On 28 July 1997, the undersigned took a statement from the accused member. The accused stated that he presently has a valid Illinois drivers license which was issued on 18 June 1997. Included in the statement is a photocopy of the accused's drivers license, issued on 25 Jan 89 which was the subject of the revocation action by the Secretary of State. The Secretary of State provided an Affidavit of Mailing which was mailed to the accused at his address of record in December 1989 and which fulfills the notification requirement of a revoked/ suspended drivers license. The accused acknowledged that he made a false statement in his previous submitted response to the allegations because he tried to hide the fact that he did not have a valid drivers license. The accused claimed that he did not receive notice that his license had been suspended but the accused did acknowledge that he was made aware of the license suspension when he attempted to renew his license in July 1993. The accused acknowledged that he falsely represented to his Commanding Officer that he had a valid drivers and then represented that the accused's twin brother's drivers license was his own. The accused then made a photocopy for the Commander as part of the record(attachment 50-M). The accused stated that he did this to hide the fact that he did not have a valid drivers license. The accused's license revocation for a DUI offense in Indiana resulted in a term of probation which was being served at the time that the accused was hired on 30 July 1990. A review of the accused's driving record indicated a different DUI incident in 1984. The accused did not have a valid license when he was hired on 30 July 1990 and did not possess a valid license until 18 June 1997. (attachment 50-T)

4. FINDINGS:

Allegation 1. Not altered by this supplemental report.

Allegation 2. Not altered by this supplemental report.

Allegation 3. Not altered by this supplemental report.

Other Violation. Not altered by this supplemental report.

Other Violation. Not altered by this supplemental report.

Allegation 4. SUSTAINED. Violation of Rule #14. Making a false report, written or oral. The accused acknowledged that in his report of 18 Aug 95, he knew that he did not renew his drivers license in 1990 and 1995 as he had reported in order to hide the fact that he did not possess a valid Illinois drivers license as required by the Department.

Allegation 5. SUSTAINED. Violation of Rule #14. Making a false report, written or oral. The accused acknowledged that on or about 18 Nov 96, he falsely stated to his commander and represented to him that the accused had a valid drivers license when in fact the license belonged to the accused's brother and was provided as a means of hiding the facts of this investigation.

ALLEGATION 5. SUSTAINED. Violation of Rule #1. Violation of any law or ordinance. In that on or about 18 Nov 96, the accused represented as his own the drivers license belonging to his brother. In violation of 625 ILCS 5/6-301a3.

Allegation 6. SUSTAINED. Violation of Rule #6. Disobedience of an order or directive, whether written or oral. In that the accused did not have a valid drivers license when he was appointed to the Department on 30 July 1997 and continuing to 18 June 1997 in violation of GO 88-15, Addendum 2D, Section X-A.

5. RECOMMENDATION FOR DISCIPLINARY ACTION:

The investigator has taken into consideration the accused members' previous Complimentary History and Disciplinary Record when preparing the recommendation for disciplinary action.

It is recommended that the accused member be separated from the Department.

- 6. <u>DATE INITIATED:</u> 11 June 1997
- 7. <u>DATE COMPLETED:</u> 18 August 1997
- 8. <u>ELAPSED TIME:</u> 68 days

Sgt. Bennet A. Klauba #827 General Investigation Section Internal Affairs Division

APPROVED:

Commanding Officer General Investigation Section Internal Affairs Division